

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Kei Roger Aoki, et al.

Serial No.: 10/726,904

Filed: December 2, 2003

For: USE OF THE NEUROTOXIC
COMPONENT OF A
BOTULINUM TOXIN FOR
TREATING A SPASTIC MUSCLE

Examiner: Anish Gupta

Group Art Unit: 1654

Confirmation No.: 4172

Mail Stop - Appeal Brief
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

NOTICE OF APPEAL

Applicants hereby appeal to the Board of Patent Appeals and Interferences from the office action dated April 7, 2008, finally rejecting claims 1, 2, 4, 5, 29, 47 and 63.

Please charge the appeal brief fee of \$510 to Deposit Account No. 01-0885.

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Respectfully submitted,

Date: July 2, 2008

/Stephen Donovan/

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